

1 LUANN L. SIMMONS (S.B. #203526) lsimmons@omm.com
2 ALAN TSE (S.B. #266273) atse@omm.com
3 O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
4 San Francisco, CA 94111-3823
Telephone: (415) 984-8700
Facsimile: (415) 984-8701

5 Attorneys for Defendant
6 Marco Group, Inc.

7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**
11

12 TRUE INNOVATIONS, LLC, a Mauritius
13 company,

14 Plaintiff,

15 v.

16 MARCO GROUP, INC., a Missouri
17 corporation, and ZHEJIANG
QIANGLONG CHAIR INDUSTRY CO.,
LTD, a Chinese company,

18 Defendants.
19

Case No. 10-cv-02499-LHK

**STIPULATED DISMISSAL OF ALL
CLAIMS WITH PREJUDICE AND
[PROPOSED] ORDER**

The Hon. Lucy H. Koh

20 Plaintiff True Innovations, LLC ("True") and Defendant Marco Group, Inc. ("Marco
21 Group") hereby agree and stipulate as follows:

22 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), True hereby dismisses with
23 prejudice all claims asserted against Marco Group and against Defendant Zhejiang Qianglong
24 Chair Industry Co., Ltd. in this action. The Clerk shall close the file.

25
26 **SO STIPULATED.**
27
28

STIP. DISMISSAL WITH PREJUDICE AND
[PROPOSED] ORDER
10-CV-02499-LHK

1 2 3 4 5 6	Dated: January 12, 2011	O'MELVENY & MYERS LLP By: <u>/s/ Luann L. Simmons</u> Luann L. Simmons Luann L. Simmons (SBN 203526) lsimmons@omm.com O'MELVENY & MYERS LLP Two Embarcadero Center, 28th Floor San Francisco, CA 94111-3823 Telephone: 415-984-8700 Facsimile: 415-984-8701 Attorneys for Defendant MARCO GROUP, INC.
7 8 9 10 11 12 13	Dated: January 12, 2011	K&L GATES LLP By: <u>/s/ Jon Michaelson</u> Jon Michaelson Jon Michaelson (SBN 83815) jon.michaelson@klgates.com K&L GATES LLP 630 Hansen Way Palo Alto, CA 94304 Telephone: 650-798-6700 Facsimile: 650-798-6701 Attorneys for Plaintiff TRUE INNOVATIONS, LLC

14 **IT IS SO ORDERED.**

15 Dated: January 13, 2011

16 
The Honorable Lucy H. Koh
United States District Court Judge